

ARIZONA STATE BOARD OF PHARMACY
1700 W. Washington Street, Room 250
Phoenix, Arizona 85007
(602) 771-2727

In the Matter of:

KIMBERLY FUNK

Holder of License No. T016987
As a Pharmacy technician
In the State of Arizona

**FINDINGS OF FACT, CONCLUSIONS
of LAW and BOARD ORDER
No. 09-0036-PHR**

On May 6th, 2009 the Arizona State Board of Pharmacy ("Board") considered the State's Motion to Deem Allegations Admitted at the Board of Pharmacy Offices, 1700 W. Washington Street, Room 312, in Phoenix, Arizona. Elizabeth Campbell, Assistant Attorney General, appeared on behalf of the State. Respondent did not appear.

On May 6th, 2009 the Board granted the State's Motion to Deem Allegations Admitted. Based upon A.R.S. § 32-1927.01(O) and the Complaint and Notice of Hearing No. 09-0036-PHR filed in this matter, the Board issues the following Findings of Fact and Conclusions of Law, and Order revoking Respondent's license.

FINDINGS OF FACT

1. On January 2, 2009, Respondent was convicted of possession of dangerous drugs (methamphetamine), a class 4 felony, and possession of drug paraphernalia, a class 6 felony, in Yavapai County Superior Court case number CR 2008 1246.

2. Methamphetamine is a dangerous drug. A.R.S. § 13-3401(6)(b)(xiii).

3. Respondent failed notify the Board that she had been criminally charged. Respondent's former employer informed the Board in October 2008 that Respondent had been arrested and was awaiting sentencing.

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Respondent is further notified that the filing of a motion for rehearing is required to preserve any rights of appeal to the Superior Court.

8th day

SEAL

Hal Wand, R.Ph.
Executive Director

1 **COPIES** mailed this 11 day of May, 2009, by

2 Certified Mail Receipt No. 7007 2680 0001 2491 9956

3 to:

4
5 Kimberly Funk
6 20262 E. Bear Canyon
7 Cordes Lakes, Arizona 86333
8 Respondent

9 **COPIES** of the foregoing mailed this 11 day of May 2009, to:

10 Elizabeth Campbell, Assistant Attorney General
11 and

12 Christopher Munns, Assistant Attorney General, Solicitors Office

13 Both located at
14 1275 W. Washington
15 Phoenix, AZ 85007
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